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DT05 Rec'd PCT/PTO 08 FEB 2005

PATENT

Practitioner's Docket No.: 1179_033

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Olaf Kersten

Serial No.: Not Assigned

Art Unit: Not Assigned

Filed: Not Assigned

Examiner: Not Assigned

For: DISCHARGE VALVE PROVIDED WITH A SACK

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service using the Express Mail Post Office To Addressee service per 37 CFR 1.10 under Express Mail No. EV 487234268 US addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 8, 2005.

Susanne C. Aregano
Susanne C. Aregano

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §1.56 and 37 C.F.R. §§1.97, 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached Form PTO-1449.

In compliance with the concise explanation requirements under 37 CFR § 1.98(a)(3) for foreign language documents, Applicants' enclose herewith a copy of an English-language abstract.

Also enclosed is a copy of an International Search Report bearing mailing dates of January 8, 2004. The U.S. PTO is directed thereto for a concise statement of possible relevance of the references cited therein, including those foreign language documents to which an Abstract is not attached.

37 CFR 1.98(a)(3)(ii) states that if no translation is submitted, the Examiner will consider the information in view of the concise explanation and insofar as it is understood on its face, e.g., drawings, chemical formulas, English language abstracts, in the same manner that non-English language information in Office search files is considered by examiners in conducting searches. "The duty of candor does not require that the applicant translate every foreign reference, but only that the applicant refrain from submitting partial translations and concise explanations that it knows will misdirect the examiner's attention from the reference's relevant teaching." 204F.3d at 138, 54 USPQ2d at 1008.

The above information is presented so that the Patent and Trademark Office may, in the first instance, determine any materiality thereof to the claimed invention. See 37 C.F.R. §1.104(a) and §1.105 concerning the PTO duty to consider and use any such information. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that these references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

The present Information Disclosure Statement is being filed (1) no later than three months from the application's filing date or (2) before the mailing date of the first Office action on the merits (whichever is later), and therefore no certification under 37 C.F.R. §1.97(e) or fee under 37 C.F.R. §1.17(p) is required.

The Director is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-0289.

Respectfully submitted,

WALL MARJAMA & BILINSKI LLP



Date: February 8, 2005

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Form PTO 1449 US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT	Atty Docket No.	1179 033	Serial No.	Not Assigned
	Applicant	Olaf Kersten.		
	Filing Date	Concurrently Herewith	Group	Not Assigned

U.S. PATENT DOCUMENTS

Exam Initial		Document Number	Date	Name	Class	Sub Class	Filing Date

FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Sub Class	Translation	Abstract
	AA	201 14 864 U1	November 29, 2001	DE				
	AB	0 105 537 A2	April 18, 1984	EP				X
	AC	0 471 503 A2	February 19, 1992	EP				X

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages Etc.)

Examiner	Date Considered	

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.